



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
701 S. COURTHOUSE ROAD, SUITE 1001
ARLINGTON, VA 22204-2490

█
Docket No. 379-21
Ref: Signature Date

From: Chairman, Board for Correction of Naval Records
To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD OF █ FORMER USN,
XXX-XX-█

Ref: (a) Title 10 U.S.C. § 1552
(b) DoD 7000.14-R

Encl: (1) DD Form 149 w/attachments
(2) Subject's naval record

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with the Board for Correction of Naval Records (Board), requesting that his naval record be corrected to establish Petitioner's entitlement to Basic Allowance for Housing (BAH) at dependent rate effective 29 January 2020.

2. The Board, consisting of █, █, and █, reviewed Petitioner's allegations of error and injustice on 10 June 2021 and, pursuant to its regulations, determined that the corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, relevant portions of Petitioner's naval record, and applicable statutes, regulations and policies.

3. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, found that, before applying to this Board, he exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board made the following findings:

a. On 29 January 2020 Petitioner marries dependent spouse in █ while assigned to EOD EXP Support █. Petitioner receiving BAH at the single rate (Own Right) for zip code █. DEERS reflects dependent spouse association begins effective this date.

b. On two occasions, 29 January 2020 and 30 January 2020, Petitioner signs DD Form 93 (Record of Emergency Data) with dependent spouse information listed in Section 1.

c. On 11 January 2021 Petitioner released from active duty and transferred to Navy Reserve upon completion of required active service. Petitioner BAH at the single rate stopped effective this date.

Subj: REVIEW OF NAVAL RECORD OF [REDACTED], FORMER USN,
XXX-XX-[REDACTED]

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2), the Board finds the existence of an injustice warranting the following corrective action. The Board concluded the Petitioner was married to dependent spouse and per reference (b), did not receive appropriate BAH entitlement prior to separation from active duty warranting relief.

RECOMMENDATION

That Petitioner's naval record be corrected, where appropriate, to show that:

Petitioner approved BAH at dependent rate for PDS zip code [REDACTED] effective 29 January 2020 through 11 January 2021.

A copy of this Report of Proceedings will be filed in Petitioner's naval record.

4. It is certified that a quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above-entitled matter.
5. Pursuant to the delegation of authority set out in Section 6(e) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(e)), and having assured compliance with its provisions, it is hereby announced that the foregoing corrective action, taken under the authority of the reference, has been approved by the Board on behalf of the Secretary of the Navy.

7/16/2021

Signed by: [REDACTED]